

This claim recites a composition comprising anti-HIV D-nucleoside compound in combination with the L-nucleoside compound  $\beta$ -L-2'-deoxy-3'-thiacytidine or a pharmaceutically acceptable salt thereof. These claims are directed to similar subject matter but use alternative language.

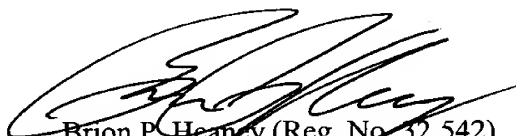
The name (-)-(2R,cis)-4-amino-1-(2-hydroxymethyl-1,3-oxathiolan-5-yl)-(1H)-pyrimidin-2-one and the name  $\beta$ -L-2'-deoxy-3'-thiacytidine are used to identify the same compound, a compound which is also known as 3TC. The first name is the term expressly presented in applicants' specification. The second name is an alternative name used in the art for the same compound. For example, the second name is used in US Patent No. 5,869,461 (Cheng et al.) and its' divisional US 5,756,478 (Cheng et al.). See, e.g., column 3, lines 34-35 of US '461 and column 3, lines 46-47 of US '478.

Further, claim 20 recites 2', 3'-dideoxy nucleoside compounds as a further compound of the composition. Claim 21 recites anti-HIV D-nucleoside compound as a further compound of the composition. As can be seen from, for example, column 3, lines 24-31 of US '461, anti-HIV D-nucleosides includes 2', 3'-dideoxy nucleoside compounds. Thus, contrary to the assertion in the Restriction, Groups I and II are not directed to structurally unrelated compounds.

Further, with regards to claim 19, it is respectfully submitted that examination of methods of use with the elected composition claims will impose no undue burden upon the PTO. Claim 19 recites a method of using a subgenus of composition in accordance with Groups I and II. Thus, upon determination that the composition claims are allowable, claim 19 will also necessarily be allowable. In such a situation, there is no undue burden imposed by examining the method of use claims along with the composition claims. See MPEP §803. It is noted that US '461 and US '478 both exhibit method and composition claims.

In view of the above remarks, withdrawal of the Restriction Requirement and examination of all pending claims is respectfully requested.

Respectfully submitted,



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